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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 UNITED STATES OF AMERICA,

Case No. 2:12-cr-00289-JCM-PAL

8 Plaintiff,

9 v.

ORDER

10 TYRONE DAVIS

(Mot. for Disclosure – ECF No. 287)

11 Defendant.


12 Before the court is the Government's Motion for Disclosure of Statements No Longer
13 Protected by the Attorney-Client Privilege (EDF No. 287). At the evidentiary hearing conducted
14 on September 20, 2016, Defendant Tyrone Davis waived the attorney-client privilege as to matters
15 that were subject of the testimony given that day regarding Davis and his former counsel, James
16 Oronoz. The government's motion asks the court to review a prior *ex parte* hearing conducted by
17 the undersigned on May 27, 2016, and unseal any portion or portions of the proceeding no longer
18 covered by the attorney-client privilege so that the government may be privy to the statements of
19 Mr. Davis and Mr. Oronoz.

20 On October 13, 2016, the court entered an order directing Davis to file a response to the
21 government's motion identifying by "by page and line numbers what portions of the following
22 transcripts counsel contends are not subject to waiver of the attorney-client privilege: May 27,
23 2016 *Ex Parte* Hr'g Tr. (ECF No. 271); June 6, 2016 *Ex Parte* Hr'g Tr. (ECF No. 261)." Mr.
24 Davis filed a Response (ECF No. 290), stating that he had no objection to the unsealing of the May
25 27, 2016 transcript. The Response did not address the transcript of the June 6, 2016 *ex parte*
26 hearing conducted by the district judge, which the court identified in its Order.

27 Having received no objection, and the Defendant having put his communications with
28 counsel and the court concerning plea negotiations and the plea in issue,

1 **IT IS ORDERED** that the Motion for Disclosure of Statements No Longer Protected by
2 the Attorney-Client Privilege (EDF No. 287) is **GRANTED** and the transcripts of the May 27,
3 2016 *Ex Parte* Hr'g Tr. (ECF No. 271); June 6, 2016 *Ex Parte* Hr'g Tr. (ECF No. 261) are
4 **UNSEALED.**

5 DATED this 10th day of November, 2016.

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8 PEGGY A. TEEN
9 UNITED STATES MAGISTRATE JUDGE
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